

REMARKS

Applicant has elected to amend claims 1 and 13 to a slightly narrower group of olefins based on the specification on page 4 which says the olefin monomers can have from 2 to 8 carbon atoms.

Claims 1-2, 5, 7, 10, and 12-14 were rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. The word "etc." in claims 1 and 13 caused this rejection. Applicant has amended claims 1 and 13 to remove "etc."

Claims 1-2, 5, 7, 10 and 12-14 were rejected in the under 35 U.S.C. §103(a) as being unpatentable over Kaneko in view of Yagishita. The Examiner cited column 16, lines 54-56 of Yagishita as disclosing copolymers similar to Applicants copolymers. Applicant includes with this response an unsigned declaration from a co-inventor, Kenneth Lilje that asserts that one skilled in the art of gas compressors would not use the viscosity index improvers of Yagishita in a conventional gas compressor lubricant, as suggested by the Examiner. Applicant would like to have a telephone interview with the Examiner and Kenneth Lilje to discuss whether this affidavit (optionally supplemented with experimental data and/or other literature documentation) would be favorably considered by the Examiner. When and if the Examiner is available for such an interview, please telephone Applicant's attorney Samuel Laferty at (440) 347-1541.

Applicant includes with this response a petition for a three-month time extension.

Allowance of claims 1, 2, 5, 7, 10, 12, 13 and 14 is respectfully requested.

Applicant authorizes that any deficiency or overpayment of fees or any fees necessary so that this amendment can be considered timely filed and an effective response should be charged or credited to The Lubrizol Corporation Deposit Account No. 12-2275.

Should the Examiner have any questions regarding this amendment or the remarks made herein, a telephone call to the undersigned attorney would be welcome.

Enclosures: Request for a three-month time extension and  
Declaration draft from Kenneth Lilje

Respectfully submitted,  
THE LUBRIZOL CORPORATION

/ Samuel Laferty /

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